

<i>SERFF Tracking Number:</i>	<i>WESA-125891616</i>	<i>State:</i>	<i>Arkansas</i>
<i>Filing Company:</i>	<i>Tokio Marine & Nichido Fire Insurance Co., Ltd.</i>	<i>State Tracking Number:</i>	<i>#? \$100</i>
<i>Company Tracking Number:</i>	<i>08-AR-2-CM-31-1</i>		
<i>TOI:</i>	<i>09.0 Inland Marine</i>	<i>Sub-TOI:</i>	<i>09.0000 Inland Marine Sub-TOI Combinations</i>
<i>Product Name:</i>	<i>Commercial Inland Marine</i>		
<i>Project Name/Number:</i>	<i>Commercial Inland Marine Rule Submission/08-AR-2-CM-31-1</i>		

Filing at a Glance

Company: Tokio Marine & Nichido Fire Insurance Co., Ltd.

Product Name: Commercial Inland Marine

SERFF Tr Num: WESA-125891616 State: Arkansas

TOI: 09.0 Inland Marine

SERFF Status: Closed

State Tr Num: #? \$100

Sub-TOI: 09.0000 Inland Marine Sub-TOI

Co Tr Num: 08-AR-2-CM-31-1

State Status: Fees verified

Combinations

Filing Type: Rule

Co Status:

Reviewer(s): Betty Montesi,
Llyweyia Rawlins

Author: Westmont Associates

Disposition Date: 11/12/2008

Date Submitted: 11/10/2008

Disposition Status: Exempt from
Review

Effective Date Requested (New): 05/01/2009

Effective Date (New): 05/01/2009

Effective Date Requested (Renewal): 05/01/2009

Effective Date (Renewal):
05/01/2009

State Filing Description:

General Information

Project Name: Commercial Inland Marine Rule Submission

Project Number: 08-AR-2-CM-31-1

Status of Filing in Domicile: Not Filed

Domicile Status Comments: To be submitted in
New York at a later date.

Reference Organization: None

Reference Number: None

Reference Title: None

Advisory Org. Circular: None

Filing Status Changed: 11/12/2008

State Status Changed: 11/12/2008

Deemer Date:

Corresponding Filing Tracking Number:

Filing Description:

This filing introduces the Company's Independent Rules Manual pages for commercial inland marine.

There are two basic purposes for the manual pages.

- The Company wishes to introduce new rules.

SERFF Tracking Number: WESA-125891616 State: Arkansas
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Project Name/Number: Commercial Inland Marine Rule Submission/08-AR-2-CM-31-1

- The Company wishes to address certain “refer to company” items in its Commercial Inland Marine manual.

If you have any questions regarding the submission, please let us know.

Company and Contact

Filing Contact Information

(This filing was made by a third party - westmontassociatesinc)

Sherri Penn, Senior Analyst sherri@westmontlaw.com
25 Chestnut Street (856) 216-0220 [Phone]
Haddonfield, NJ 08033 (856) 216-0303[FAX]

Filing Company Information

Tokio Marine & Nichido Fire Insurance Co., Ltd. CoCode: 12904 State of Domicile: New York
230 Park Avenue Group Code: 3098 Company Type:
New York, NY 10169 Group Name: State ID Number:
(212) 297-6600 ext. [Phone] FEIN Number: 13-6108722

Filing Fees

Fee Required? Yes
Fee Amount: \$100.00
Retaliatory? No
Fee Explanation: \$100.00 filing fee
Per Company: No

COMPANY	AMOUNT	DATE PROCESSED	TRANSACTION #
Tokio Marine & Nichido Fire Insurance Co., Ltd.	\$0.00	11/10/2008	

CHECK NUMBER	CHECK AMOUNT	CHECK DATE
31428	\$100.00	11/07/2008

SERFF Tracking Number: WESA-125891616 State: Arkansas
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Product Name: Commercial Inland Marine
Project Name/Number: Commercial Inland Marine Rule Submission/08-AR-2-CM-31-1

Correspondence Summary

Dispositions

Status	Created By	Created On	Date Submitted
Exempt from Review	Llyweyia Rawlins	11/12/2008	11/12/2008

SERFF Tracking Number:	WESA-125891616	State:	Arkansas
Filing Company:	Tokio Marine & Nichido Fire Insurance Co., Ltd.	State Tracking Number:	#? \$100
Company Tracking Number:	08-AR-2-CM-31-1		
TOI:	09.0 Inland Marine	Sub-TOI:	09.0000 Inland Marine Sub-TOI Combinations
Product Name:	Commercial Inland Marine		
Project Name/Number:	Commercial Inland Marine Rule Submission/08-AR-2-CM-31-1		

Disposition

Disposition Date: 11/12/2008

Effective Date (New): 05/01/2009

Effective Date (Renewal): 05/01/2009

Status: Exempt from Review

Comment: This line is exempt from filing rates/rules in compliance with ACA 23-67-206 which states that P&C insurance for commercial risks, excluding workers' compensation, employers' liability and professional liability insurance, including but not limited to, medical malpractice insurance, are exempted from the rate/rule filing and review requirements.

This filing is contingent on receiving the filing fees the company indicates in the filing that they have sent.

Rate data does NOT apply to filing.

SERFF Tracking Number: WESA-125891616 State: Arkansas

Filing Company: Tokio Marine & Nichido Fire Insurance Co., Ltd.State Tracking Number: #? \$100

Company Tracking Number: 08-AR-2-CM-31-1

TOI: 09.0 Inland Marine Sub-TOI: 09.0000 Inland Marine Sub-TOI Combinations

Product Name: Commercial Inland Marine

Project Name/Number: Commercial Inland Marine Rule Submission/08-AR-2-CM-31-1

Item Type	Item Name	Item Status	Public Access
Supporting Document	Rules Memo	Accepted for Informational Purposes	Yes
Supporting Document	Letter of Authorization	Accepted for Informational Purposes	Yes
Supporting Document	Cover letter	Accepted for Informational Purposes	Yes
Rate	CIM Rules	Accepted for Informational Purposes	Yes

<i>SERFF Tracking Number:</i>	<i>WESA-125891616</i>	<i>State:</i>	<i>Arkansas</i>
<i>Filing Company:</i>	<i>Tokio Marine & Nichido Fire Insurance Co., Ltd.</i>	<i>State Tracking Number:</i>	<i>#? \$100</i>
<i>Company Tracking Number:</i>	<i>08-AR-2-CM-31-1</i>		
<i>TOI:</i>	<i>09.0 Inland Marine</i>	<i>Sub-TOI:</i>	<i>09.0000 Inland Marine Sub-TOI Combinations</i>
<i>Product Name:</i>	<i>Commercial Inland Marine</i>		
<i>Project Name/Number:</i>	<i>Commercial Inland Marine Rule Submission/08-AR-2-CM-31-1</i>		

Rate Information

Rate data does NOT apply to filing.

SERFF Tracking Number: WESA-125891616 State: Arkansas
Filing Company: Tokio Marine & Nichido Fire Insurance Co., Ltd.State Tracking Number: #? \$100
Company Tracking Number: 08-AR-2-CM-31-1
TOI: 09.0 Inland Marine Sub-TOI: 09.0000 Inland Marine Sub-TOI Combinations
Product Name: Commercial Inland Marine
Project Name/Number: Commercial Inland Marine Rule Submission/08-AR-2-CM-31-1

Rate/Rule Schedule

Review Status:	Exhibit Name:	Rule # or Page #:	Rate Action	Previous State Filing Attachments Number:
Accepted for Informational Purposes	CIM Rules	Pages 1 through 6	New	C_W Rules.pdf

COMMERCIAL LINES MANUAL
DIVISION EIGHT – INLAND MARINE
INDEPENDENT RULES MANUAL

ADDITIONAL RULE(S)

1-13. RESERVED FOR FUTURE USE

14. COMMISSION CONTRIBUTION

The following rule is added:

- A. Description:** Agents or brokers may reduce or eliminate their commission.
- B. Eligibility:** Any policy where commission contribution is requested.
- C. Rating:** The reduction shall be done on a percentage-to-percentage basis by applying a factor to the rating that reflects the reduction in commission. If the agent or broker wishes to contribute a given percentage of their commission, the premium will also be reduced by the same given percentage.

SECTION I - GENERAL RULES

2. COMPANY RATES/ISO LOSS COSTS

The following is added to Rule **2.C.**:

C. Loss Cost Conversion

To convert ISO prospective loss costs to rates and/or premiums, multiply the loss costs by the loss cost multiplier.

9. POLICY WRITING MINIMUM PREMIUM

The following are added to Rules **9.A.** and **9.B.**:

A. Prepaid Policies

The policy writing minimum premium for prepaid policies is \$300 regardless of term. Regardless of the number of states on the policy, choose the highest minimum premium for the applicable states as the minimum premium for the policy.

COMMERCIAL LINES MANUAL
DIVISION EIGHT – INLAND MARINE
INDEPENDENT RULES MANUAL

B. Annual Premium Payment Plan Policies or Continuous Policies

The policy writing minimum premium for Annual Premium Payment Plan or continuous policies is \$300 applies to each annual period. Regardless of the number of states on the policy, choose the highest minimum premium for the applicable states as the minimum premium for the policy.

10. ADDITIONAL PREMIUM CHANGES

The following is added to Rule **10.B.**:

B. Waiver of Premium

Additional premiums at or below a specified amount may be waived. \$0 is the maximum amount to be waived.

11. RETURN PREMIUM CHANGES

The following is added to Rule **11.B.**:

B. Waiver of Premium

Return premiums at or below a specified amount may be waived. \$0 is the maximum amount to be waived.

SECTION II - ACCOUNTS RECEIVABLE

36. PREMIUM DETERMINATION

The following is added to Rule **36.A.4.**:

A. Modified Base Rate

4. Minimum Modified Base Rate

0.05

COMMERCIAL LINES MANUAL
DIVISION EIGHT – INLAND MARINE
INDEPENDENT RULES MANUAL

38. MINIMUM PREMIUM

The following is added to Rule **38.**:

Annual

Reporting \$100.00

SECTION III - CAMERA & MUSICAL INSTRUMENT DEALERS

53. MINIMUM PREMIUM

The following is added to Rule **53.**:

Annual

Nonreporting \$50.00

Reporting \$100.00

SECTION VI - COMMERCIAL ARTICLES

79. MINIMUM PREMIUM

The following is added to Rule **79.**:

Annual

Nonreporting \$50.00

Reporting \$100.00

COMMERCIAL LINES MANUAL
DIVISION EIGHT – INLAND MARINE
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SECTION VI - FILM

93. MINIMUM PREMIUM

The following is added to Rule **93.**:

\$100.00

SECTION VII - FLOOR PLAN

108. MINIMUM PREMIUM

The following is added to Rule **108.**:

\$100.00

SECTION VIII - JEWELERS BLOCK

124. PREMIUM DETERMINATION

The following is added to Rule **124.E.**:

E. Off Premises Coverage Loading

Limit Over \$25,000: 5.00 (per hundred)

The following is added to Rule **124.F.**:

F. Goods In The Custody Of Others Loading

Limit Over \$50,000: 2.50 (per hundred)

COMMERCIAL LINES MANUAL
DIVISION EIGHT – INLAND MARINE
INDEPENDENT RULES MANUAL

The following is added to Rule **124.L.**:

L. Jewelers' Security Alliance Credit

\$25.00 Flat credit per policy

The following is added to Rule **124.M.**:

M. Flood And Earthquake

Multiply the modified loss cost by a factor of 1.05 for Flood

And

Multiply the modified loss cost by a factor of 1.03 Earthquake.

The following is added to Rule **124.N.**:

N. Risk With Average Inventories over \$250,000

For the next \$250,000, the loading is 2.50

Next \$500,000 the loading is 2.00

Over \$1,000,000, the loading is 1.35

125. MINIMUM PREMIUM

The following is added to Rule **125.**:

\$300.00

SECTION IX – MAIL

134. DEPOSIT PREMIUM

The following is added to Rule **134.**:

\$100.00

COMMERCIAL LINES MANUAL
DIVISION EIGHT – INLAND MARINE
INDEPENDENT RULES MANUAL

135. PREMIUM DETERMINATION

The following is added to Rule **135.C.**;

C. Refer to company for rates for shipments to other places.

0.25

136. MINIMUM PREMIUM

The following is added to Rule **136.**:

\$100.00

SECTION X - PHYSICIANS AND SURGEONS

145. PREMIUM DETERMINATION

The following is added to Rule **145.A.1.c.**:

A. Premium Development

1. Basic Coverage Premium Development

c. Company Rate: 0.05.

SECTION XIII - VALUABLE PAPERS

174. DEFINITION

The following is added to Rule **174.**:

.Minimum Loading 0.05

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TOI: 09.0 Inland Marine Sub-TOI: 09.0000 Inland Marine Sub-TOI Combinations
Product Name: Commercial Inland Marine
Project Name/Number: Commercial Inland Marine Rule Submission/08-AR-2-CM-31-1

Supporting Document Schedules

Satisfied -Name:	Rules Memo	Review Status:	Accepted for Informational Purposes	11/12/2008
Comments:	Attached is the rules memo.			
Attachment:	Explanatory Memo.pdf			
Satisfied -Name:	Letter of Authorization	Review Status:	Accepted for Informational Purposes	11/12/2008
Comments:	Attached is the Letter of Authorization.			
Attachment:	TMNF (8-1-08).pdf			
Satisfied -Name:	Cover letter	Review Status:	Accepted for Informational Purposes	11/12/2008
Comments:				
Attachment:	AR.pdf			

COMMERCIAL INLAND MARINE

Explanatory Memorandum – [Rules](#)

INTRODUCTION OF INDEPENDENT RULES MANUAL FOR COMMERCIAL INLAND MARINE

Applicable Line(s) of Business

This filing applies to the following line of business:

- ◆ Commercial Inland Marine

About This Filing

This filing introduces our Independent Rules Manual for commercial inland marine. There are two basic purposes for the manual.

- ◆ We wish to introduce new rules.
- ◆ We wish to address certain “refer to company” items in our Commercial Inland Marine manual.

Related Filing(s)

None.

Introduction

We utilize the Commercial Inland Marine manual of the Insurance Services Office (ISO). This manual contains many rules, rating procedures and rating factors. However, there are situations that are unaddressed in the manual or Items that read “refer to company”.

This filing will introduce rules to unaddressed situations and respond to “refer to company” items.

COMMERCIAL INLAND MARINE

Explanatory Memorandum – Rules

Explanation Of Changes

Listed below is an explanation of each rule that we are introducing. The section entitled “ADDITIONAL RULES” contains those rules that are unaddressed by our Commercial Inland Marine manual. The subsequent sections, which are numbered and titled by the type of coverage, contain the “refer to company” items. Background information is provided for each explanation.

◆ **ADDITION RULE 14 - COMMISSION CONTRIBUTION**

- **Background** / Insurance agents or brokers may reduce or eliminate their commission. However, there is corresponding rule in the ISO Commercial Inland Marine manual.
- We are introducing a rating procedure to reduce the premium on a percentage-to-percentage basis. If the agent or broker wishes to contribute a given percentage of their commission, the premium will also be reduced by the same given percentage.

◆ **SECTION I - GENERAL RULE 2. COMPANY RATES/ISO LOSS COSTS**

- **Background** / The method to convert ISO prospective loss costs to rates and/or premiums mentioned in Rule **2.C.** is a “refer to company” item.
- In response, we are introducing such a method of conversion.

◆ **SECTION I – GENERAL RULE 9. POLICY WRITING MINIMUM PREMIUM**

- The policywriting minimum premiums (prepaid and payment plans), which apply to monoline inland marine policies or the inland marine coverage part of package policies, mentioned in Rules **9.A.** and **9.B.** are “refer to company” items.
- In response, we are reaffirming our policywriting minimum premiums.

◆ **.SECTION I – GENERAL RULES 10. ADDITIONAL PREMIUM CHANGES**

- **Background** / The additional premium amount, which can be waived, mentioned in Rule **10.B.** are “refer to company” items.
- In response, we are introducing an additional premium waiver of \$0 as well as a return premium waiver of \$0.

COMMERCIAL INLAND MARINE

Explanatory Memorandum – Rules

◆ .SECTION I – GENERAL RULES 11. RETURN PREMIUM CHANGES

- **Background** / The return premium amount, which can be waived, mentioned in Rule **11.B.** are “refer to company” items.
- In response, we are introducing a return premium wavier of \$0 as well as a return premium waiver of \$0.

◆ SECTION II - ACCOUNTS RECEIVABLE / Rule 36. PREMIUM DETERMINATION

- **Background** / The minimum modified Base rate mentioned in Rule **36.A.4.** is a “refer to company” item.
- In response, we wish to introduce a modified base rate of 0.05.
- **Background** / The minimum premium which applies to this coverage, mentioned in Rule **38.** is a “refer to company” item.
- In response, we are introducing a minimum annual reporting premium of \$100.00

◆ SECTION III - CAMERA & MUSICAL INSTRUMENT DEALERS

- **Background** / The minimum premiums (reporting and non-reporting) mentioned in Rule **53.**, which apply to this coverage, are “refer to company” items.
- In response, we are introducing an annual reporting premium of \$100.00 and Nonreporting premium of \$50.00.

◆ SECTION VI - COMMERCIAL ARTICLES

- **Background** / The minimum premiums (reporting and nonreporting), which apply to this coverage, mentioned in Rule **79.** are “refer to company” items.
- In response, we are introducing an annual reporting premium of \$100.00 and Nonreporting premium of \$50.00.

COMMERCIAL INLAND MARINE

Explanatory Memorandum – Rules

◆ SECTION VI - FILM

- **Background** / The minimum premium which applies to this coverage, mentioned into Rule **93.** is a “refer to company” item.
- In response, we are introducing a minimum premium of \$100.00

◆ SECTION VII - FLOOR PLAN

- **Background** / The minimum premium, which applies to this coverage, mentioned in Rule **108.** is a “refer to company” item.
- In response, we are introducing a minimum premium of \$100.00

◆ SECTION VIII - JEWELERS BLOCK

- **Background** / The Off Premises Coverage loading for limits over \$25,000 mentioned in Rule **124.E.** is a “refer to company” item.
- In response, we are introducing loading premium of \$5.00 per hundred.
- **Background** / the Goods n The Custody Of Others Loading for limits over \$50,000 mentioned in Rule **124.F.** is a “refer to company” item.
- In response, we are introducing a loading premium of \$2.50 per hundred.
- **Background** / The Jewelers’ Security Alliance Credit mentioned in Rule **124.L.** is a “refer to company” item.
- In response, we are introducing a \$25.00 flat credit per policy.
- **Background** /. The premium determination for Flood and Earthquake mentioned in Rule **124.M.** is a “refer to company” item.
- In response, we are introducing a 1.05 Flood factor and 1.03 Earthquake factor to be applied to the modified loss cost.
- **Background** / The Risk With Average Inventories over \$250,000 loading mentioned in Rule **124.N.** is a “refer to company” item.
- In response, we are introducing the following loading:
 - Next \$250,000 load is 2.50
 - Next \$500,000 load is 2.00
 - Over \$1,000,000 load is 1.35
- **Background** / The minimum premium, which applies to this coverage, mentioned in Rule **125.** is a “refer to company” item.
- In response, we are introducing a minimum premium of \$300.00.

COMMERCIAL INLAND MARINE

Explanatory Memorandum – Rules

◆ SECTION IX – MAIL

- **Background** / The deposit premium mentioned in Rule **134.** is a “refer to company” item.
- In response, we are introducing a deposit premium of \$100.00.
- **Background** / The rates for shipments to other places mentioned in Rule **135.C.** is a “refer to company” item.
- In response, we are introducing a rate of 0.25.
- **Background** / The minimum premium which applies to this coverage, mentioned in Rule **136.** is a “refer to company” item.
- In response, we are introducing a minimum premium of \$100.00

◆ SECTION X - PHYSICIANS AND SURGEONS

- **Background** / The Basic Coverage Premium Rate mentioned in Rule **145.A.1.c.** is a “refer to company” item.
- In response, we are introducing a rate of 0.05.

◆ SECTION XIII - VALUABLE PAPERS

- **Background** / The minimum loading mentioned in Rule **174.** is a “refer to company” item.
- In response, we are introducing a minimum loading of 0.05.

Attachment(s)

- ◆ A **final** version of the Independent Rules Manual is attached. The edition date is **05 / 09**.



Tokio Marine Management, Inc.
U.S. Manager and/or Manager for
Tokio Marine & Nichido Fire
Insurance Co., Ltd. (U.S. Branch)
Trans Pacific Insurance Company
TM Casualty Insurance Company
TNUS Insurance Company

230 Park Avenue
New York, New York 10169
Phone: (212) 297-6600
Main Fax: (212) 297-6062
Claims Fax: (212) 297-6064

MILLEA GROUP

August 1, 2008

Re: Tokio Marine & Nichido Fire Insurance Co., Ltd. (U.S. Branch)
NAIC # 3098-12904
FEIN # 13-6108722
Letter of Authorization
Filing of Forms, Rates, and Rules

In accordance with applicable statutes and regulations of your state, Nancy Stepanski, Wesley Pohler, Jennifer Waldron, and Westmont Associates, Inc. are hereby authorized to file rates, rules, and forms on behalf of the Company.

Sincerely,

Pamela J. Olson
Vice President – Corporate Underwriting



WESTMONT ASSOCIATES, INC.

November 10, 2008

Department of Insurance
Property and Casualty Division
Rate/Rule Review Section

RE **Tokio Marine & Nichido Fire Insurance Co., LTD (U.S. Branch) – NAIC #3098-12904/FEIN #13-6108722**
Commercial Inland Marine
Independent Rules Submission – New Rules
Company Filing Number: 08-AR-2-CM-31-1
Effective Date: May 1, 2009

To Whom It May Concern:

The Company is filing for your approval its Commercial Inland Marine independent new rules submission. A letter permitting Westmont Associates, Inc. to submit this filing on the Company's behalf is enclosed. The materials enclosed in this filing are new and do not replace any currently filed or approved rules.

This filing introduces the Company's independent Commercial Inland Marine rules. The Company wishes to introduce new rules, and wishes to address certain "refer to company" items in its Commercial Inland Marine Manual. Please refer to the attached rule pages and explanatory memorandum for further details.

We hereby respectfully request an effective date of **May 1, 2009** for this filing. If at all possible, please include this date as the effective date in any approval/disposition report.

Your early approval of this submission is respectfully requested. Thank you for your attention to this matter.

Respectfully Submitted,

Sherri Penn

Sherri Penn

Supervisor

sherri@westmontlaw.com

Enc.

Cc: P. Olson
C. Laackman